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PTO/SB/21 (05-03)  
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| <b>TRANSMITTAL FORM</b><br><small>(to be used for all correspondence after initial filing)</small> | Application Number   | 09/927,422             |              |
|  | Filing Date          | August 10, 2001        |              |
|  | First Named Inventor | Gary VAN NEST          |              |
|  | Art Unit             | 1645                   |              |
|  | Examiner Name        | N. Minnifield          |              |
| Total Number of Pages in This Submission   | 3                    | Attorney Docket Number | 377882001420 |

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**ENCLOSURES (check all that apply)**

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| <input checked="" type="checkbox"/> Amendment/Reply (2 pages)                | <input type="checkbox"/> Petition   | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final   | <input type="checkbox"/> Petition to Convert to a Provisional Application               | <input type="checkbox"/> Proprietary Information   |
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**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

|                         |  |
|-------------------------|--|
| Firm or Individual name | MORRISON & FOERSTER LLP<br>Karen Zachow - 46,332 |
| Signature               |  |
| Date                    | September 15, 2003                               |

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# 16  
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Docket No.: 377882001420  
(PATENT)

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In re Patent Application of:  
Gary VAN NEST, et al.

Application No.: 09/927,422

Group Art Unit: 1645

Filed: August 10, 2001

Examiner: N. Minnifield

For: BIODEGRADABLE IMMUNOMODULATORY  
FORMULATIONS AND METHODS FOR USE  
THEREOF

**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Office Action mailed August 13, 2003 (Paper No. 15) which sets forth a restriction requirement for pending claims 1-84 in the above-identified application. A response to this action is due September 15, 2003 (September 13th being a Saturday). Accordingly, this response is timely filed.

Restriction has been required as between the following allegedly distinct groups of inventions:

- Group I. Claims 1-23 and 48-84 drawn to IMP/MC complex, composition and kit; and
- Group II. Claims 24-47 drawn to a method of modulating an immune response in an individual comprising administering an IMP/MP complex to an individual.

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